

Stoddard, Jamey

From: Heather Kendall-Miller <kendall@narf.org>
Sent: Tuesday, April 28, 2015 12:28 PM
To: Stoddard, Jamey
Subject: RE: Gov to Gov meeting

Thanks for the heads up Jamie and yes, please include Callie Ridolfi in our discussions from Seattle.

From: Stoddard, Jamey [mailto:Stoddard.Jamey@epa.gov]
Sent: Monday, April 27, 2015 12:14 PM
To: Heather Kendall-Miller
Subject: RE: Gov to Gov meeting

Thank you, Heather. We look forward to the meeting as well. As we discussed last week, if you guys can put together a simple agenda with the discussion topics you would like to hit on that would be great. In particular, please let us know if there are specific technical topics or sections of the JD or FA reports that we need to be prepared to discuss/address so that Matthew et al can prepare. Otherwise the email below should suffice, I just want to make sure we are as prepared as possible to ensure a productive meeting.

Also, something has come up with my schedule that will require me to leave the meeting at around 2:30-3:00 AKDT. Matthew and Katherine will be there for the duration. I apologize in advance but I simply cannot reschedule (my wife and I are looking to buy a house and the only time we could get a pre-inspection is for Wednesday afternoon, right before we have to submit an offer). I figured it would be better for me to leave a bit early than try and reschedule so late.

Lastly, Callie (sp?) from Ridolfi has requested to attend the meeting with us down here in Seattle. I am totally fine with that but just want to confirm with you that this is OK? Thanks in advance and, as always, feel free to call me if you would like to discuss.

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From: Heather Kendall-Miller [mailto:kendall@narf.org]
Sent: Wednesday, April 22, 2015 7:09 PM
To: Stoddard, Jamey
Cc: ellen_lance@fws.gov; phil_brna@fws.gov; doug.limpinsel@noaa.gov; callie@ridolfi.com; Allison@ridolfi.com; LaCroix, Matthew; Al goozmer (al777atthebeach@gmail.com); Rob Rosenfeld (robrosey@gmail.com); Shay Elbaum (Law Clerk 12 AK)
Subject: Gov to Gov meeting

Hi Jamey,

Thanks for responding positively to the Native Village of Tyonek's (NVT) request to have a government-to-government meeting with the Tribe and other representatives of the various federal agencies that have jurisdiction over certain aspects of the permitting process regarding PacRim's Ch'u'itna coal undertaking and its effect on waters of the United States.

As you know, up until November 2014 the Corps of Engineers had been conducting Co-Operating Agency meetings to discuss developments on the Supplemental Environment Impact Statement. Among the many topics that were being discussed by the Co-Operating agencies was the functional assessment of the wetlands. Our initial discussions proved to be very complex and it was fully expected at the time that the discussions would continue so that the Tribe could have a meaningful opportunity to learn about the functional assessment analysis in order to give comment to that portion of the SEIS.

Since the Corp has now chosen to suspend our meetings until a draft SEIS is available for review, NVT is requesting this Government to Government meeting to seek assistance, as provided in our Memorandum of Understanding, of the various federal agencies that have expertise in this area. In particular, NVT would like a better understanding of the functional assessment analysis and what roles and responsibilities each of the federal agencies have in contributing to this analysis.

In pursuit of this goal, NVT has asked the following federal representatives to join us at the meeting:

Ellen Lance, FWS
Phil Brna, FWS
Yourself, EPA
Matthew LaCroix, EPA
Al Goozmer, President for NVT
Shay Elbaum, law clerk to NARF
Rob Rosenfeld, NARF consultant
Myself

I have ccd: all here. Please let me know if there is anything further I can provide.

Best, Heather